THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.26771 OF 2006

DATED: 22-12-2006

Between :

S.K. Abdullah … Petitioner

And

1. The Deputy Transport Commissioner & Secretary, Regional Transport Authority, Nellore, Nellore District and Another.. .. Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.26771 OF 2006

ORDER :

This writ petition is filed seeking a declaration that the action of the respondents in seizing the vehicle of the petitioner vide Vehicle Check Report No.17527, dated 18-10-2006 as arbitrary and illegal.

It is pleaded by the petitioner that the vehicle in question is a Power Triller which is used as Goods Carrier for carrying the goods for short distances and the value of the same is Rs.10,000/. It is also pleaded that the allegations under the vehicle check report are without any basis and as a matter of fact the petitioner possesses all the relevant documents.

Having regard to the specific case of the petitioner and having regard to the nature of the allegations, it would be appropriate for the respondent to consider the request of the petitioner for release of the vehicle pending enquiry. However, it appears that no application seeking release of the vehicle has been made before the respondent so far.

In the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition granting liberty to the petitioner to make appropriate application before the 1st respondent for release of the vehicle in question, in which event the same shall be considered and appropriate orders be passed in accordance with law within a period of one week thereafter. No costs.

G. ROHINI, J.

Dt. 22-12-2006

gbs

Note: - CC in 2 days.